(A)

IN THE HIGH COURT OF JUDICATURE CHHATTISGARH AT BILASPUR

Writ Petition No. 2053 / 2001

Petitioner : Vimal Trading Company, Bastar Road, Dhamtri, through its Sole Proprietor Kishore Jaiswani S/o Gopichand Jaiswani aged about 36 years, R/o Risai Para, Dhamtri.

Versus

Respondents :

1. State of Chhattisgarh through the Secretary Forest Department, D.K.Bhawan, Raipur.
2. Sub Divisional Officer (Forest Territorial Dhamtri, Dist Dhamtri).
3. Range Officer C/o SDO Territorial Dhamtri, Dist : Dhamtri.

WRIT PETITION UNDER ARTICLE 226/227 OF THE CONSTITUTION OF INDIA

XI-HC-22

(40)

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

आदेश पत्रक

मामला क्रमांक WP 2053 सन् 200 |

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

11.12.2001

Mr. P.Diwakar learned counsel for the petitioner.

Mr.Gautam Bhaduri for the respondent

Vehicle – Truck bearing registration No. CPT 2612 was seized by respondent no.3 on 31.8.2000 and the same has been in custody of the said department. The proceedings in respect of the same are still going on. In the meantime, the petitioner prays that in order to enable the owner to earn some income the said vehicle be released on Supradnama. It is also submitted that if the vehicle is kept indefinitely, it would deteriorate and ultimately the loss would become irreparable.

In the interest of justice this petition is allowed. Let the said vehicle be released on Supradnama to the writ petitioner on furnishing bond for the sum of 1,50,000/- and the Bank Guarantee of Rs.20,000/-. Though Shri Gautam Bhaduri has vehemently opposed the prayer of the writ petitioner on the ground that the matter involving forest offence should be dealt with seriously, I am of the view that the in order to enable the owner of the vehicle to earn some income, the objection ~~has been~~ over ruled.

The petition is accordingly disposed of.

Sd/-
Chief Justice